

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
E. MICHAEL ACKLEY, JR, ET AL) Examiner: Ren Luo Yan
Application No.: 10/619,571) Group Art Unit: 2854
Filed: July 16, 2003)
For: APPARATUS FOR PRINTING)
MULTICOLOR IMAGES ON)
EDIBLE PIECES) November 9, 2006

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TERMINAL DISCLAIMER

Sir:

Your petitioners, Mars, Incorporated, a corporation duly organized under the laws of Delaware, having an office and place of business at 6885 Elm Street, McLean, Virginia 22101-3883, and Ackley Machine Corporation, a corporation duly organized under the laws of New Jersey, having an office and place of business at 1273 N. Church Street, Moorestown, New Jersey 08075, duly represented by the undersigned, represents that they are the assignees of the full title and interest in and to the above-identified Application No. 10/619,571, filed July 16, 2003, as evidenced by the Assignments recorded on August 3, 2003 at Reel 013915, frame 0554 and at Reel 013915, frame 0538.

Your petitioners hereby disclaim the terminal part of any patent granted on the above-identified application which would extend beyond the expiration date of the full statutory term of U.S. Patent No. 7,114,445 B2, as presently shortened by any terminal disclaimer, and hereby agree that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall

be the same as the legal title to U.S. Patent No. 7,114,445 B2, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantees, their successors or assigns.

Your petitioners do not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term of U.S. Patent No. 7,114,445 B2, as presently shortened by any terminal disclaimer, in the event that subsequent hereto U.S. Patent No. 7,114,445 B2 expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is the subject of any disclaimer under 37 C.F.R. 1.321(a), has all claims cancelled by a reexamination certificate or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

Petitioners' undersigned attorney may be reached in our New York office by telephone at (212) 218-2100. All correspondence should continue to be directed to our address given below.

Respectfully submitted,


Raymond R. Mandra
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Form #106

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